

MEETING MINUTES
BOARD OF NURSING HOME ADMINISTRATION
January 26, 2016

These minutes were
approved by the Board
on 4/12/2016

1. ROLL CALL

The meeting of the Board of Nursing Home Administration was called to order by Kevin Moriarty, Chair, at 1:09 p.m., at the Nebraska State Office Building, Lower Level Room A, Lincoln, Nebraska. Copies of the agenda were mailed to the Board Members and other interested parties in accordance with the Open Meetings Law. The following members answered roll call:

Members Present:

Scott Bahe	-	Vice-Chair
Amy Fish	-	Member
Renea Gernant	-	Member
Karen Jones	-	Member
Kevin Moriarty	-	Chair
Alexander Willford	-	Member

Members Absent:

Kathryn Hajj	-	Member
C. Dean Schmid	-	Member
Debra Sutton	-	Secretary (entered meeting 1:13 p.m.)

Others Present:

Kris Chiles	-	Program Manager, Licensure Unit
Ami Huff	-	Assistant Attorney General
1 public person		

2. ADOPTION OF AGENDA

Motion: Fish moved, seconded by Wilford, to adopt the agenda. A roll call vote was taken. Voting aye: Bahe, Fish, Gernant, Jones, Moriarty, Willford (6). Voting nay: none (0). Absent: Hajj, Schmid, Sutton (3). Motion Carried.

1:13 p.m. - Sutton entered meeting

Introduction of members and Ami Huff, Assistant Attorney General, who will now be working with this Board.

3. APPROVAL OF MINUTES (10-13-15)

Motion: Bahe moved, seconded by Jones, to approve the 10-13-15 meeting minutes. A roll call vote was taken. Voting aye: Bahe, Fish, Gernant, Jones, Moriarty, Sutton, Willford (7). Voting nay: none (0). Absent: Hajj, Schmid (2). Abstain: None (0). Motion Carried.

4. INVESTIGATIVE REPORTS & OTHER CONFIDENTIAL INFORMATION - CLOSED SESSION

There were no investigative reports.

5. APPLICATION REVIEW AND RECOMMENDATION – OPEN SESSION

a. Convictions / Practice Prior to Application / Education / Reinstatements

There were no applications for review.

6. UNFINISHED BUSINESS

a. Education Committee Report and Preceptor Survey

The goal is to obtain revised comments on the survey. A cover letter will be sent with a link to survey monkey. The goals are:

- Determine interest in attending summit.
- Review feedback to see where to start – root of issue.
- Training, preceptor or other.

b. Other

There was no information to report. .

7. NEW BUSINESS

a. 2016 Legislative Session

Chiles reported that LB859 had been introduced regarding cease and desist orders where it is being proposed the Board make a recommendation to the Department and the Department issues the cease and desist. Chiles reported other bills introduced include LB 708 regarding an Aging Nebraska Task Force, LB 752 on Workforce Development and LB 353, a carry over bill.

b. Continuing Education Criteria – 106.013.02C: “Programs must be open to all Nursing Home Administrators licensed by Nebraska who meet the pre-requisites for the program.” Board Position: what is considered as ‘pre-requisites.’

There was a discussion on whether it would be more employer specific or general. The change suggested was to eliminate “Programs be open to all” in 106.013.02C. The Board supported the change.

There was a discussion of defining “pre-requisites” to mean such as:

- Work for or be invited by the sponsoring organization with invitation documented
- Meet pre-education requirements for advanced class

The Board discussed the need to consider any negative to those organizations that already present programs. It was discussed that it is the licensee’s responsibility to meet the regulations. Chiles will draft a statement.

Chiles provided a summary of the audit process. The question was asked if the audit was not met would the person have the option to apply for a provisional and Chiles responded “yes.”

c. Reports/Updates

- **National Association of Long Term Care Administrator Boards (NAB)**

Fish stated she would be going to Cancun in March for examination writing. She stated the NAB Annual Meeting would be in Cleveland.

Motion: Fish moved, seconded by Willford, to expend funds for a Board member to attend the NAB Annual Meeting. A roll call vote was taken. Voting aye: Bahe, Fish, Gernant, Jones, Moriarty, Sutton, Willford (7). Voting nay: none (0). Absent: Hajj, Schmid (2). Abstain: None (0). Motion Carried.

- **LeadingAge Nebraska**

Julie Kaminski will follow up on survey.

- **Nebraska Health Care Association**

Fish reported items to watch for in 2016:

- Request for participation
- Life safety code
- Emergency preparedness
- Focus survey in skilled facility - dementia
- MDS
- Payroll based journals
- 2% reduction for Medicaid (skilled) for re-admitting
- Managed Medicaid

Sutton stated that by September 2015 there had to be a level of care determination for all Medicaid residents or payment could be denied.

The members discussed the need to identify requirements for overseeing more than 1 facility. Chiles will mail the listing of provisionals and those overseeing more than 1 facility to the members.

The members requested Eve Lewis be asked to attend the next meeting to provide an overview of the survey process.

- **Disciplinary and Non-Disciplinary Actions Taken**

No report was provided.

- **Statistics: AIT/Mentoring/ Examination / Licensure / Administrative Penalties**

Chiles reported that from 1-1-15 to 1-26-16, 17 passed and 19 failed the examination.

Chiles reported that as of 11-26-16, \$4,180 had been assessed for Administrative Penalties.

Chiles reported the following statistics:

NHA	413
Preceptor	75
Mentoring	8
AIT	4
Provisional NHA	18
Oversee more than 1 facility	18

d. Methods of Noticing Meetings

Motion: Gernant moved, seconded by Fish, to use the same method for noticing meetings as in 2015. A roll call vote was taken. Voting aye: Bahe, Fish, Gernant, Jones, Moriarty, Sutton, Willford (7). Voting nay: none (0). Absent: Hajj, Schmid (2). Abstain: None (0). Motion Carried.

e. Other

The members agreed to move the July meeting date to July 26, 2016.

8. ELECTIONS AND APPOINTMENTS

a. Officers (election)

Motion: Fish moved, seconded by Gernant, to elect Bahe as Chair, Moriarty as Vice-Chair and Sutton as Secretary. A roll call vote was taken. Voting aye: Bahe, Fish, Gernant, Jones, Moriarty, Sutton, Willford (7). Voting nay: none (0). Absent: Hajj, Schmid (2). Abstain: None (0). Motion Carried.

b. Investigative Consultant (appointment)

Bahe was appointed Investigative Consultant.

c. Committee Membership (appointment)

Fish, Gernant and Schmid were appointed to the Education Committee.

9. ADJOURNMENT

Moriarty, Chair, declared the meeting adjourned at 2:34 p.m.

Respectfully submitted,

Debra L. Sutton, Secretary
Board of Nursing Home Administration

Summarized by: Nancy Herdman, Health Licensing Coordinator